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IN THE HIGH COURT OF JUDICATURE AT BOBBY

CIVIL APPELLATE JURISDICTION

WRIT PETITION No.5989 OF 2006

Rajhans N. Raut & Ors. Petitioners

Vs.

The State of Maharashtra & Ors. Respondents

Dr.V.V. Tulzapurkar, Sr. Counsel for the petitioner.

Mr. M. P. Thakur, AGP for Respondent no.1 & 2.

CORAM: F.I. REBELLO,
AND
R. V. MORE, JJ.

DATE : JANUARY 15, 2007.

P.C.

. Notice waived on behalf of respondent Nos. 1 & 2. Considering that the order has been passed by respondent no.2, this petition is disposed of as respondent Nos. 3 and 4 in so far challanges are concerned, are only proper parties.

2. By an order dated 19th June, 2004 the TDR granted in favour of the petitioner has been stayed, but without notice to them. In these

circumstances, it will be open to the petitioner to to make a representation to respondent no.2 within two weeks from today. Respondent no.2 on receipt of such representation and after hearing the petitioners and any aggrieved party, to pass appropriate order, not less than four weeks thereafter.

3. In the mean time, petitioner not to deposit the Development Right Certificate (DRC) with the Municipal Corporation Pune.

[**R.V. MORE,J.]** [**F. I. REBELLO, J.]**